

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

GREGORY G. GRANT,  
 Petitioner,

vs.

STATE OF NEVADA, *et al.*,  
 Respondents.

2: 09-cv-02078-GMN-PAL

**ORDER**

This is a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 in which petitioner, a state prisoner, is proceeding with counsel. On June 7, 2010, this court entered an order in which it denied petitioner's motions for sanctions against counsel. Docket #14. In that order, the court ruled in part as follows:

This case is presently stayed, pursuant to this court's order of March 19, 2010, (Docket #10) which states that the stay was granted "pending resolution of the related matter now pending before the Nevada Supreme Court." That Order additionally states that, "counsel shall inform the court when such resolution occurs." Therefore, until this Court is so advised, the Counsel thus has no present duty to file a first amended petition.

*Id.*, p. 1. On June 22, 2010, petitioner filed a motion for reconsideration of the court's order of June 7, 2010 (docket #15), and a motion for change of counsel (docket #16). As was previously, explained to petitioner in the court's order of June 7, 2010, this case is presently stayed. Because the

1 case is stayed, counsel has no present duty to file any documents in the case, or to consult with  
2 petitioner regarding the case. The court thus finds no basis for reconsideration of its prior order and  
3 no basis for a change of counsel.

4 **IT IS THEREFORE ORDERED** that petitioner's motion for reconsideration of the  
5 court's order of June 7, 2010, is **DENIED**. (Docket #15.)

6 **IT IS FURTHER ORDERED** that petitioner's motion for change of counsel is  
7 **DENIED** without prejudice. (Docket #16.) Petitioner may re-file his motion for new counsel as  
8 soon as the Nevada Supreme Court renders a ruling in petitioner's case and the stay in the present  
9 case is lifted. This court will consider petitioner's motion at that time.

10 DATED this 25th day of August, 2010.

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13 Gloria M. Navarro  
14 United States District Judge  
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